10-04-04

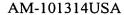
PTO/SB/21 (62-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/790.488 RANSMITTAL Filing Date March 1, 2004 **FORM** First Named Inventor Sherman Art Unit 1614 Il correspondence after initial filing) **Examiner Name** Delacroix-Muirhead, Cybille **Attorney Docket Number** 5+ docs AM-101314USA Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final **Proprietary Information** Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) First Supplemental IDS **International Search Report** U.S. Patent Publication No. 2003/008923 Response to Missing Parts/ International Patent Publication Nos.: Incomplete Application WO 02/098416 Response to Missing Parts WO 02/080975 under 37 CFR 1.52 or 1.53 WO 02/40000 WO 03/020266 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm HOWSON AND HOWSON Individual name Signature Date CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Customer No. 38199 If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Express Mail No. ED227893510US





## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.

10/790,488

Confirmation No.: 9527

Applicant

Sherman, et al.

Filed

March 1, 2004

Art Unit

1614

Examiner

Delacroix-Muirhead, Cybille

Customer No.:

38199

Title

ANTINEOPLASTIC COMBINATIONS

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit to the Examiner the attached Form PTO/SB/08A/B document listing and this paper pursuant to 37 CFR § 1.56 and § 1.97-1.98. Form PTO/SB/08A/B is attached and copies of the documents are enclosed herewith. This Information Disclosure Statement is submitted within one month from the mailing of the International Search Report in the counterpart international application and prior to the mailing of a first Office Action. Therefore, no fees are believed due.

The Director is hereby authorized to charge any deficiency in any fees due with the filing of this paper or credit any overpayment in any fees to our Deposit Account Number 08-3040.

U.S. Patent Application No. 10/790,488 First Supplemental IDS Page 2 of 3

## REMARKS

Listed below are documents cited in the International Search Report ("ISR") dated September 9, 2004 in the counterpart International Patent Application No. PCT/US2004/006354, published September 16, 2004 as International Patent Publication No. WO 2004/078133. A copy of the Report is enclosed, together with copies of the documents not previously provided.

International Patent Publication No. WO 02/066019 (Document D1 in the ISR) was previously disclosed as document "F2" in the Information Disclosure Statement filed in this application on June 2, 2004 ("Initial IDS").

International Patent Publication No. WO 02/098416 (Document "F5" herein) is related to U.S. Patent Publication Nos. 2002/198137, previously disclosed as document "US26" in the Initial IDS, and 2003/008923 (Document "US30" herein). International Patent Publication No. WO 02/080975 (Document "F6" herein) is related to U.S. Patent Publication Nos. 2002/183239 and 2002/183240, which were disclosed as documents "US20" and "US21", respectively, in the Initial IDS. International Patent Publication No. WO 02/40000 (Document "F7" herein) is related to U.S. Patent Publication Nos. 2002/091137 and 2003/153593, which were disclosed as documents "US18" and "US28", respectively, in the Initial IDS. International Patent Publication No. WO 03/020266 (Document "F8" herein) is related to U.S. Patent Publication No. 2003/050222, disclosed as document "US22" in the Initial IDS.

U.S. Patent Application No. 10/790,488 First Supplemental IDS Page 3 of 3

The Examiner is respectfully requested to consider the enclosed documents identified in this paper and in the attached Form PTO/SB/08A/B during the course of examination of this application.

Respectfully submitted,

**HOWSON AND HOWSON** Attorneys for Applicant

By Cather a Kodes Cathy A. Kodroff

Registration No. 33,980 Spring House Corporate Center

Box 457

Spring House, PA 19477

(215) 540-9200

Under the Paper To Reduce the 199

PTO/SB/08a (06-03)
Approved for use through 4/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
under the Paper of Page 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449A/PTO 10/790,488 Application Number INFORMATION DISCLOSURE Filing Date March 1, 2004 STATEMENT BY APPLICANT First Named Inventor Sherman 1614 Group Art Unit Delacroix-Muirhead, Cybille (Use as many sheets as necessary) Examiner Name Attorney Docket Number AM-101314USA Sheet 1 of 1

|                       | U.S. PATENT DOCUMENTS |   |                             |  |   |  |  |  |  |
|-----------------------|-----------------------|---|-----------------------------|--|---|--|--|--|--|
| Examiner<br>Initials* | Cite No.1             | Document Number                         | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of<br>Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |  |  |  |  |
|                       |                       | Number-Kind Code <sup>2(if known)</sup> |                             |  |   |  |  |  |  |
|                       | US30                  | 2003/008923-A1                          | 01-09-2003                  | Dukart, et al.                                     |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |
| :                     |                       |   |                             |  |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |
|                       |                       |   |                             |  |   |  |  |  |  |

| Examiner<br>Initials* | Cite<br>No.1 | Foreign Patent Document  Country Code <sup>3</sup> - Number <sup>4</sup> -Kind Code <sup>5</sup> (If known) | - Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant<br>of Cited Document | Pages, Columns,<br>Lines, Where<br>Relevant Passages or<br>Relevant Figures<br>Appear | T⁵   |
|-----------------------|--------------|---|----------------------------------|--|---|--|
|                       | F5           | WO 02/098416  | 12-12-2002                       | Wyeth Corp.  | , , pp. c.  |  |
|                       | F6           | WO 02/080975  | 10-17-2002                       | Wyeth Corp.  |   | T  |
|                       | F7           | WO 02/40000   | 05-23-2002                       | Wyeth Corp.  |   | $\vdash$   |
|                       | F8           | WO 03/020266  | 03-13-2003                       | Wyeth Corp.  |   | <del>                                     </del> |

| Examiner Signature |     | Date       |  |
|--------------------|-----|------------|--|
|                    | i i | Considered |  |

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Nicional Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. this collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETE FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.